

## APPROVES SIEGEL SETTLEMENT PLANS

Judge Hough to Allow Reorganization—Help for Depositors.

## GIMBEL AND CLAFLIN ACTS WIN PRAISE

Simpson Crawford Store Will Continue—Vogel Illness Halts Examination.

Judge Charles M. Hough, in the Federal Court, yesterday approved of the plan to reorganize the Simpson Crawford Company and the Merchants' Express Company and continue them under their present names. He also approved the settlement of the claims of the depositors in the banking house of Henry Siegel and Frank E. Vogel against the three stores controlled by them for \$225,000 and in adjoining court declared that Gimbel Brothers and John Claflin had performed "a distinct public service" by the part they had played in the proceedings.

By the terms of the Simpson Crawford reorganization some of the creditors receive 80 per cent in stock in the new company in settlement of their claims, some have elected to receive 10 per cent in cash and 50 per cent in securities and those who have agreed to neither proposition may receive 10 per cent cash if they so elect.

This latter option was not made public until yesterday, when Joseph M. Hartfield announced it in court. It is expected that the reorganization plan will become effective without any serious delay.

Serious friction, however, threatens over the payment of the claims of the depositors in the bank. It had been assumed that the money now in hand and to be paid to Henry Melville, receiver of the bank, would be distributed by him. By Judge Hough's order, as it was interpreted by the lawyers yesterday, these claims will be paid through a trustee in bankruptcy, whom the depositors will elect, so that it will be several weeks before any payment can be made.

Want Checks at Once.

This is objected to by the depositors represented by John P. Murray, of Counsel Brothers, and Ralph Wolf, of Hays, Hirschfeld & Wolf, who wish to avoid delay and expense by having Mr. Melville send out checks for at least part of the dividend at once.

Mr. Wolf told a Tribune reporter yesterday afternoon that he would call upon Joseph N. Proshauer, counsel for Mr. Melville, for the immediate payment of the moneys in hand and to be paid by the three stores, and it is probable that the court will be asked to modify its order on the ground of expense and as a matter of equity to 1,000 small depositors, who to all intents and purposes will get nothing if the money is to be paid out by the trustee, because of the cost of proving claims.

As matters stand, with the \$225,000 to be paid for the claims against the stores, \$100,000 to come from the bond of the bank and cash in hand, about \$164,000 in cash will soon be in the custody of Receiver Melville. The expenses of the receivership will require at least \$50,000, leaving about \$110,000 for the depositors, or slightly more than 14 per cent of their claims if they were paid by Mr. Melville. Melville also has \$2,500,000 of common stock in the Siegel Stores Corporation, on which something may be realized later.

Candidates for Trustees.

There are many candidates among one faction of the depositors for the position of trustee. As matters now stand, that official will handle more than \$500,000 and be entitled to fees of about \$5,000. The position of counsel to the trustee is also desirable. Referee's fees would also eat up a considerable amount.

If, however, the lawyers for other groups of depositors succeed in having the money paid out by Mr. Melville the position of trustee will pay little and lawyers will also find less pickings and the referee's fees will be light.

One of the candidates for the place is accused by lawyers representing the creditors and other interests of offering to sell out his companions in misfortune.

When Judge Hough opened court yesterday afternoon, Mr. Proshauer presented the plan for settling the bank's claims against the stores, Mr. Hartfield the plan for reorganizing the Simpson-Crawford store, and Mr. Murray, Mr. Wolf and William H. Bonnyne the agreement of depositors to the settlement of the bank claim. James N. Rosenberg declared the mercantile settlement agreeable to Receivers Marble and Sheppard.

Judge Hough modified the Simpson-Crawford plan by inserting a clause to protect the non-assenting mercantile creditors who may elect to receive 10 per cent of their claims in cash, and then took up the part that the Gimbel Brothers and John Claflin had played.

Judge Thanks the Bidders.

"I think," said he, "that it is no more than is due to the gentlemen who bid for the property of the Simpson-Crawford Company and the gentlemen who backed up that bid, namely Gimbel Brothers and Mr. John Claflin, to say they deserve the thanks of the community."

"After the court's efforts to make the best possible showing for the value of the goods contained in the store, the bid of Messrs. Gimbel and the action of Mr. Claflin fixed or standardized the value of those goods in such a manner that made this settlement desirable and possible. The persons who made that possible have, in my judgment, rendered a distinct public service."

"I am thoroughly pleased with the settlement," said Receiver Marble. "It is much better than we had hoped for."

Frank E. Vogel, who was expected to be examined in bankruptcy before United States Commissioner Gilchrist yesterday, arrived from Chicago before noon and was taken to the Hotel Majestic by a physician and a nurse. Because of his condition an adjournment of his examination to Wednesday afternoon was agreed to.

The grand jury which has been investigating the Siegel-Vogel cases spent yesterday clearing up other matters so as to have clear decks for those cases to-day.

Planting 1,000,000 Trees.

Minneapolis, March 30.—The planting of 1,000,000 pine trees, the first reforestation work by the state on a large scale, was begun to-day in Itasca and Crow Wing counties. W. T. Cox, State Forester, said that experimental reforestation in that part of the state has proved that the work would be a success.

## 2,700 HARBURGER BADGES BECOME INVALID TO-NIGHT

Brigade of Deputy Sheriffs Is To Be Shorn of Authority—Apropos of Which Ex-Potentate Denounces I. W. W. and Amends Popular Right to Assemble.

More than 2,700 deputy sheriffs of New York County to whom badges were given by former Sheriff Harburger are scheduled to become ordinary citizens at the stroke of midnight to-night. The invalidation of their badges has been arranged by Police Commissioner McKay and Fire Commissioner Adamson. The police have been instructed to take them up on presentation. The deputy sheriffs in question had nothing to do and drew no salaries, so their loss is not likely to be felt.

"Those deputies," said Mr. Harburger, "were appointed only for my term of office—1912 and 1913. It said so on their badges, but Commissioner McKay has every right to go ahead and invalidate them if he wants to."

"There was some concern about those badges before I left office, so I issued an order recalling them. Several hundred were returned to me. Incidentally, out of the 2,700 men whom I appointed I received complaints against only four, and I took their badges away from them."

"The deputy sheriffs came in very handy in September of 1912 and 1913, when Governor Dix asked me to send men to watch the polls. I appointed four hundred or five hundred for that purpose and they

got \$5 a day. Otherwise they received no salaries and their authority was confined to their own homes.

"By the way, I want to say something about these I. W. W. and anarchist meetings that are going on now. I have a legal opinion from Colonel Asa Bird Gardner, former District Attorney, in which he says that the black flag is the flag of treason, and that it may be fired upon by the United States troops, militia, the Sheriff or the city police. Had I been Sheriff those men would never have been permitted to parade up Fifth avenue with a black flag a week or so ago."

"In fact, I would not have permitted them to parade at all. I would have had every one of them arrested. I never allowed demonstrations of that kind while I was Sheriff."

"It is the same with that crowd that meets at Rikers Square every evening. They are all revolutionists. As long ago as 1832 Abraham Lincoln went on record as being against that class of people. If they had started to hold their meetings while I was Sheriff they would have met just once and then they all would have been arrested. You cannot make that too strong."

Fire line cards for 1914 were issued yesterday to officers of the city departments and legislative bodies. Mayor Mitchell received card No. 1.

## CIVIL SERVICE BOARD KILLED SICK KITTEN TO BE REORGANIZED AND LOST HIS JOB

General Shake-Up to Follow Retirement of Spencer as Secretary.

The coming retirement of Frank A. Spencer as secretary of the Municipal Civil Service Commission is only part of a thorough reorganization, plans for which have been under way since the first of the year. It will be a shake-up such as the commission has not had since its establishment.

Dr. Henry Moskowitz, president, and Darwin R. James, Jr., the new members of the commission appointed by Mayor Mitchell, have been spending a great deal of time going into the working of every department. One of the commissioners said last night that it might be two weeks, a month or possibly two months before they were ready to announce the changes. When they come, however, they will be revolutionary, according to the statement of one who has been in touch with the plans that have been made.

"For three months, ever since Mr. James and I have been here, we have made a careful efficient study of this office," said Dr. Moskowitz to a Tribune reporter yesterday. "Our conclusions will involve a thorough reorganization of this department. We are not only going to have a reorganization of salaries, much work is being done here under inappropriate titles. Many of the salaries paid have been in excess of what they should be. On the other hand, some of the salaries have been below what we think right."

There are between eighty and ninety men connected with the commission, not including the per diem examiners. It was said that the plan was to reduce the use of such examiners as much as practicable.

## AUTO ACCIDENT RECORD

Child Nine Years Old Figures in Two Within Half an Hour.

Genevieve Miller, nine years old, of No. 403 East 153d street, was in two automobile accidents inside of a half hour yesterday. She escaped with only a scratch or two.

At Melrose avenue and 153d street she was struck and knocked down by the car of Albert J. Schwartzler, of No. 403 East 153d street. As Schwartzler and Patrolman James Malone were rushing with her to Lebanon Hospital, the auto was completely demolished in collision with a trolley car at Third avenue and 151st street.

It took fifteen minutes to gather up the wreckage of the machine, yet Miss Miller emerged smiling and neither Schwartzler nor Malone was hurt. The Lebanon Hospital ambulance was called. Dr. Frankfield took Genevieve to her home.

## BERMUDA URGES AIR RACE

Sexton Brings Encouraging Report to Aero Club.

Robert H. Sexton, who has been in Bermuda for the Aero Club of America, to promote the Bermuda-American airplane race, returned yesterday and said that the project had aroused great enthusiasm among business men there and that a considerable part of the money for prizes already was available.

At a meeting called to consider the plans there were present Mayor Arthur Black of Hamilton, F. J. Gosling, Assistant Colonial Secretary, and representatives of the Royal Bermuda Yacht Club and of the Trade Development Board. A committee picked from among those present will take up the matter of raising the remainder of the purse of \$25,000 which must be put up before the Aero Club will sanction the event.

The Bermuda people would like to have the race flown about July 1, as it would be possible to have a British battleship there at that time. Mr. Sexton has gone to Atlantic City to confer with hotel people there, who are anxious to have the flyers start from that point and who will give some additional prize money.

Orville Wright Jr. or Dayton last night after attending directors' meeting of the Wright company.

Three distinctive EARL & WILSON collars and the only satisfactory collars of the V front style made. They fit the neck snug and last forever.

2 FOR 25 CTS. TROY'S BEST PRODUCT

THORNWOOD WHITEWOOD POKEWOOD

## MALONE MAY GET TIP TO TALK LESS

Wilson Objects to Collector Being Considered His "Mouthpiece."

## UTTERANCE FILLS GLYNN WITH JOY

Mayor Mitchell Joins Chorus of Condemnation of Appointments.

[From The Tribune Bureau.]

Washington, March 30.—Dudley Field Malone is not the "mouthpiece" of the national administration, according to President Wilson, who said to-day that there was only one tongue, and he possessed that himself.

The President expressed himself on the subject in connection with the statements accredited to Mr. Malone with reference to the recent appointments of Governor Glynn, which he is reported to have called "hopelessly bad." He did not betray much annoyance over the utterances of Mr. Malone, nor did he attempt to dispute the conclusions of his supposed proteges, but he was firm in his assertion that he preferred to do the official talking for the administration.

It was hinted in official quarters to-day that Mr. Malone, whose fearless fulminations at Madison Square Garden are believed to have paved the way for him to the berth of Collector of the Port of New York, at a salary of \$22,000 a year, will get a quiet tip to be less glib, particularly when he assumes the role of "mouthpiece" for the administration.

There is no objection to his taking a reasonable, if not active, interest in the reorganization of the New York State Democracy, and in the war on Tammany, it is intimated, but he will doubtless receive the hint not to go too strong on the attitude of the administration.

J. Sergeant Cram, a sachem of Tammany, conferred with the President to-day. He said it was about industrial conditions in New York, but would not amplify the statement.

[By Telegraph to The Tribune.] Albany, March 30.—Governor Glynn would make little comment on the statement of Dudley Field Malone, in which the Collector of the Port condemned his appointments.

"I think the statement I issued last night," he said, "is a complete answer to Mr. Malone. I understand from Washington dispatches that President Wilson states Mr. Malone's views were individual, and not inspired."

The Governor seemed to take a great deal of satisfaction in the report that the President said the Collector of the Port was not his "mouthpiece."

Divorcing himself for the moment from the office of Mayor and speaking purely as a member of the Democratic party, Mayor Mitchell yesterday spoke in terms of condemnation of the appointments made by Governor Glynn Saturday.

"As a Democrat who has the best interests of his party at heart," he declared, "I must say that the result is a great disappointment to those who hope to see an independent, self-respecting Democracy established in New York State as against the Democracy of Mr. Murphy and his friends."

After this statement it seemed unnecessary to ask the Mayor whether or not he approved the leadership of Governor Glynn. Asked if he cared to make any comment on any particular appointment, the Mayor replied:

"I regret most of them. It seems that no useful purpose would be served to comment on individual cases."

William Church Osborn, chairman of the Democratic State Committee, read with interest the criticism of the Glynn appointments made by Collector Dudley Field Malone. He refrained, however, from making any comment at this time.

In due time, it is believed, he will have a reply to the general criticism that has been levelled at him for his part in the selections.

## ALL ASKED TO HELP MAKE CITY HEALTHY

Dr. Goldwater Wants Every One to Report Cases of Illness of Which They Hear.

If you want to make this a healthier town than it is you can do so, beginning to-morrow, and will receive the thanks of Dr. S. S. Goldwater, Health Commissioner. It won't require the wearing of a badge, or even a smile, for that matter. What is required is that you report to the health authorities certain diseases if you know where they exist.

Section 137 of the Sanitary Code sets forth that it is the duty of every person having knowledge of any person's being afflicted with measles, diphtheria (croup), scarlet fever, smallpox, chickenpox, epidemic cholera, typhus fever, rubella (rubeola), plague, tuberculosis or whooping cough to notify the department. Lately typhoid fever has been added to the list.

An official of the department said yesterday that Dr. Goldwater wanted to make this section of the code a vital part of the work for the general healthfulness of the city, and hoped for the co-operation of all citizens.

Clapp to Talk to Negroes.

Senator Moses E. Clapp, Oswald Garrison Villard and W. E. Burghardt Du Bois will address a mass meeting to-night at Concord Baptist Church, Duffield street, Brooklyn, called by the National Association for the Advancement of Colored People.

Olga Petrova, the Georgian Nani, by special arrangement as the Baron de Duport, MILTON BILLS, and OTHER ACTING ARTISTS. STAGED BY J. C. HUFFMAN.

West End, 512, 514, 516, 518, 520, 522, 524, 526, 528, 530, 532, 534, 536, 538, 540, 542, 544, 546, 548, 550, 552, 554, 556, 558, 560, 562, 564, 566, 568, 570, 572, 574, 576, 578, 580, 582, 584, 586, 588, 590, 592, 594, 596, 598, 600, 602, 604, 606, 608, 610, 612, 614, 616, 618, 620, 622, 624, 626, 628, 630, 632, 634, 636, 638, 640, 642, 644, 646, 648, 650, 652, 654, 656, 658, 660, 662, 664, 666, 668, 670, 672, 674, 676, 678, 680, 682, 684, 686, 688, 690, 692, 694, 696, 698, 700, 702, 704, 706, 708, 710, 712, 714, 716, 718, 720, 722, 724, 726, 728, 730, 732, 734, 736, 738, 740, 742, 744, 746, 748, 750, 752, 754, 756, 758, 760, 762, 764, 766, 768, 770, 772, 774, 776, 778, 780, 782, 784, 786, 788, 790, 792, 794, 796, 798, 800, 802, 804, 806, 808, 810, 812, 814, 816, 818, 820, 822, 824, 826, 828, 830, 832, 834, 836, 838, 840, 842, 844, 846, 848, 850, 852, 854, 856, 858, 860, 862, 864, 866, 868, 870, 872, 874, 876, 878, 880, 882, 884, 886, 888, 890, 892, 894, 896, 898, 900, 902, 904, 906, 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